

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6273 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL Sd/-

1. Whether Reporters of Local Papers may be allowed : NO
to see the judgements?

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy : NO
of the judgement?

4. Whether this case involves a substantial question : NO
of law as to the interpretation of the Constitution
of India, 1950 of any Ordinance

5. Whether it is to be circulated to the Civil Judge? : NO
Nos. 1 to 5 No

AHMEDABAD MUNICIPAL TRANSPORT SERVICE

Versus

A M T S KARAMCHARI SANGH

Appearance:

MR HS MUNSHAW for Petitioner

MR P. UPADHYAY for Respondent No. 1

CORAM : MR. JUSTICE M.C.PATEL

Date of decision: 23/12/1999

ORAL JUDGEMENT

Heard learned Advocates for the parties. By consent the petition is taken up for final hearing. In

departmental proceedings the driver was found guilty of causing accident by negligent driving and was reduced to the lowest scale with effect from 7.8.1991. It is stated at the Bar that the driver has already retired from service. After hearing the learned Counsel for the respective parties and in the facts and circumstances of the case, I am of the opinion that the ends of justice will be met if the punishment of stoppage of three increments with permanent effect from 7.8.1991 is imposed. The award of the Industrial Court shall stand modified accordingly. The petitioner corporation shall comply with the other part of the award within six weeks. Rule made absolutely accordingly. No order as to costs.

m.m.bhatt